

Introduced by Senators Denham and Battin

February 20, 2004

An act to amend Section 13332.09 of the Government Code, relating to state contracts.

LEGISLATIVE COUNSEL'S DIGEST

SB 1757, as introduced, Denham. State procurement: vehicles.

Existing law provides that no purchase order or other form of documentation for acquisition or replacement of motor vehicles shall be issued against any appropriation until the Department of General Services has investigated and established the necessity for the acquisition or replacement.

This bill would prohibit a state agency from purchasing a motor vehicle unless and until the purchase contract is approved by the Department of General Services. The bill would require each purchase contract to be transmitted to the department with all papers, estimates, price quotes, and recommendations concerning the purchase, and if approved by the department the purchase contract would be effective from the date of the approval.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 13332.09 of the Government Code is
- 2 amended to read:
- 3 13332.09. (a) No purchase order or other form of
- 4 documentation for acquisition or replacement of motor vehicles
- 5 shall be issued against any appropriation until the Department of

1 General Services has investigated and established the necessity
2 therefor. ~~No~~ *Notwithstanding any other provision of law, a state*
3 *agency may not purchase a motor vehicle unless and until the*
4 *purchase contract is approved by the Department of General*
5 *Services. Each purchase contract shall be transmitted to the*
6 *Department of General Services with all papers, estimates, price*
7 *quotes, and recommendations concerning the purchase, and if*
8 *approved by the Department of General Services, shall be effective*
9 *from the date of the approval.*

10 (b) *A state agency may not acquire surplus mobile equipment*
11 ~~may be acquired from any source by any state agency for program~~
12 *support until the Department of General Services has investigated*
13 *and established the necessity therefor.*

14 ~~At~~

15 (c) *All passenger-type motor vehicles purchased for state*
16 *officers and employees, except constitutional officers, shall be*
17 *American-made vehicles of the light class, as defined by the State*
18 *Board of Control, unless excepted by the Director of General*
19 *Services on the basis of unusual requirements, including, but not*
20 *limited to, use by the California Highway Patrol, which that would*
21 *justify the need for a motor vehicle of a heavier class.*

22 ~~No~~

23 (d) *No general use mobile equipment having an original*
24 *purchase price of twenty-five thousand dollars (\$25,000) or more*
25 *shall be rented or leased from a nonstate source and payment*
26 *therefor made from any appropriation appropriation for the use of*
27 *the Department of Transportation, without the prior approval of*
28 *the Department of General Services after a determination that*
29 *comparable state-owned equipment is not available, unless*
30 *obtaining approval would endanger life or property, in which case*
31 *the transaction and the justification for not having sought prior*
32 *approval shall be reported immediately thereafter to the*
33 *Department of General Services. For purposes of this section,*
34 *“general use mobile equipment” means equipment that is listed in*
35 *the Mobile Equipment Inventory of the State Equipment Council*
36 *and which is capable of being used by more than one agency, and*
37 *shall not be deemed to refer to equipment having a practical use*

- 1 limited to the controlling agency only. Section 575 of the Vehicle
- 2 Code shall have no application to this section.

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